

Senate Study Bill 3005 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE
ON EDUCATION BILL BY
CHAIRPERSON SINCLAIR)

A BILL FOR

1 An Act relating to the administration of certain physical
2 examinations and student health screenings by school
3 districts.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. **279.76 Health screenings —**
2 **prohibition.**

3 1. Each school district is prohibited from administering
4 or conducting an invasive physical examination of a student,
5 or a student health screening that is not required by state or
6 federal law, without first acquiring the written consent of the
7 student's parent or guardian. This section applies only to a
8 minor child in the direct care of a parent or guardian, and
9 does not apply to an emancipated minor or a minor who is not
10 residing with the parent or guardian.

11 2. This section shall not be construed to prohibit a school
12 district from conducting health screenings in emergent care
13 situations or from cooperating in a child abuse assessment
14 commenced in accordance with section 232.71B.

15 3. For purposes of this section:

16 *a. "Emergent care situation"* means a sudden or unforeseen
17 occurrence or onset of a medical or behavioral condition that
18 could result in serious injury or harm to a student or others
19 in the event immediate medical attention is not provided.
20 *"Emergent care situation"* includes the need to screen a student
21 or others for symptoms or exposures during an outbreak or
22 public health event of concern as designated by the department
23 of public health.

24 *b. "Invasive physical examination"* means any medical
25 examination that involves the exposure of private body parts
26 or any act during such examination that includes incision,
27 insertion, or injection into the body, but does not include a
28 hearing, vision, or scoliosis screening.

29 *c. "Student health screening"* means an intentionally
30 planned, periodic process to identify if students may be at
31 risk for a health concern and to determine if a referral
32 for an in-depth assessment is needed to consider appropriate
33 health services. *"Student health screening"* does not include
34 an episodic, individual screening done in accordance with
35 professional licensed practice.

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EXPLANATION

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The inclusion of this explanation does not constitute agreement with
the explanation's substance by the members of the general assembly.

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This bill relates to the administration of certain physical
examinations and student health screenings by school districts.

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The bill prohibits school districts from administering an
invasive physical examination of a student, or a student health
screening that is not required by state or federal law, unless
the school district has acquired the written consent of the
student's parent or guardian. The bill does not apply to an
emancipated minor or a minor who is not residing with the
minor's parent or guardian.

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The bill does not prohibit a school district from conducting
health screenings in emergent care situations or cooperating in
a child abuse assessment commenced under Code section 232.71B.

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The bill defines "emergent care situation", "invasive
physical examination", and "student health screening".

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